THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.6971 of 2006

Dated:10.04.2006

Between:
K.Sathyavathi.

..... PETITIONER

AND

The District Collector, Lakdikapul, Saifabad, R.R.District, and others.

.....RESPONDENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.6971 of 2006

ORDER:

The petitioner is allegedly the owner of the land admeasuring Ac.1.70 cents in Survey No.227/1 of Bahadurpalli Village, Medchal Taluq, Ranga Reddy District. She wants to sell away the said land to the prospective purchasers. She allegedly approached the respondents for registration of the document. The petitioner alleges that she was informed that in view of the Circular, dated 06.02.2001, issued by the first respondent, the demand for registration cannot be accepted. Aggrieved by the same, the present writ petition is filed.

Heard the learned Counsel for the petitioner and the learned Assistant Government Pleader for Revenue (General). As rightly pointed out by the learned Assistant Government Pleader, this Writ Petition is filed without any proper cause of action. No details are given in paragraph No.3 of the affidavit as to when the petitioner purchased the stamp papers and as to when she presented the document for registration. On such vague allegation, the writ petition cannot be entertained.

Therefore, liberty is given to the petitioner to present the purportedly executed sale deed and stamp papers to the third respondent, who is directed to give reasons if the document is not accepted for registration. If the third respondent refuses to register and gives reasons, it shall be open to the petitioner to file an appeal before the second respondent under Section 72 of the Registration Act, 1908. And even if the petitioner is unsuccessful before the second respondent, her remedy is to file a suit under Section 77 of the Registration Act.

The Writ Petition is accordingly disposed of. No costs.

(V.V.S.RAO, J)

10.04.2006
vs